

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

BENJAMIN DAVIS, #1734875	§	
	§	
Petitioner,	§	
	§	
V.	§	No. 3:22-CV-569-X-BK
	§	USCA NO. 22-10639
DIRECTOR, TDCJ-CID,	§	
	§	
Respondent.	§	

**ORDER ACCEPTING FINDINGS, CONCLUSIONS, AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

The United States Magistrate Judge made findings, conclusions, and a recommendation in this case. No objections were filed. The court reviewed the proposed findings, conclusions, and recommendation for plain error. Finding none, the court **ACCEPTS** the Findings, Conclusions, and Recommendation of the United States Magistrate Judge and **FINDS** that Petitioner has failed to meet his burden of showing that he delivered his notice of appeal to prison officials for mailing on or before June 9, 2022, the last day for filing a timely notice of appeal.

Plaintiff's *Motion to Change Venue*, *Motion to Discover Extradition*, and *Motion Sworn Mandamus Declaration & Transient Enroute Change of Venue* are **DENIED**. Docs. 18-20.

SO ORDERED this 2nd day November, 2022.



BRANTLEY STARR  
UNITED STATES DISTRICT JUDGE